

XXII. MISCELLANEOUS ENACTMENTS

1. Bicentennial of the Constitution

97 STAT. 719

PUBLIC LAW 98-101—SEPT. 29, 1983

Public Law 98-101
98th Congress

An Act

Sept. 29, 1983
[S.118]

To provide for the establishment of a Commission on the Bicentennial of the
Constitution.

Commission on
the Bicentennial
of the
Constitution.
Establishment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is established a Commission on the Bicentennial of the United States Constitution, hereinafter referred to as the "Commission".

FINDINGS

SEC. 2. The Congress finds that—

- (1) the bicentennial of the Constitutional Convention's adoption of the Constitution occurs on September 17, 1987;
- (2) the Constitution enunciates the limitations on government, the inalienable rights, and the timeless principles of individual liberty and responsibility, and equality before law, for the people of the United State of America;
- (3) this document has set an ensuring example of representative democracy for the world; and
- (4) the maintenance of the common principles that animate our Republic depend upon a knowledge and understanding of their roots and origins.

PURPOSE

SEC. 3. It is the purpose of this Act to establish a Commission to promote and coordinate activities to commemorate the bicentennial of the Constitution.

MEMBERSHIP

SEC. 4. (a) The Commission shall be composed of twenty-three members as follows:

- (1) twenty members appointed by the President, four of whom shall be appointed from among the recommendations made by the Speaker of the House of Representatives (in consultation with the minority leader of the House of Representatives), four of whom shall be appointed from among the recommendations made by the President pro tempore of the Senate, in consultation with the majority leader and minority leader of the Senate, and four of whom shall be appointed from among the recommendations made by the Chief Justice of the United States;
 - (2) the Chief Justice of the United States, or his designee;
 - (3) the President pro tempore of the Senate, or his designee; and
 - (4) the Speaker of the House of Representatives, or his designee.
- (b) Each of the individuals making recommendations to the President regarding appointment shall seek to achieve a balanced membership representing, to the maximum extent practicable, the Nation as a whole. The Commission members shall be chosen from

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among individuals who have demonstrated scholarship, a strong sense of public service, expertise in the learned professions, and abilities likely to contribute to the fulfillment of the duties of the Commission.

(c) Members of the Commission shall be appointed for the life of the Commission.

(d) One of the members shall be designated as Chairman by, and shall serve in the position of Chairman at the pleasure of, the President.

(e) Twelve members of the Commission shall constitute a quorum, but a lesser number may conduct meetings.

(f) A vacancy in the Commission resulting from the death or resignation of a member shall not affect its powers, and shall be filled in the same manner in which the original appointment was made.

Vacancy.

ADMINISTRATIVE PROVISIONS AND POWERS

SEC. 5. (a) The Commission shall appoint a staff director who shall be paid at a rate not to exceed the rate of basic pay provided for level I of the Executive Schedule pursuant to section 5312 of title 5, United States Code.

Pay rate.

(b) The Commission is authorized to appoint and fix the compensation, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, of such additional publicly paid personnel up to five persons as the Chairman finds necessary to carry out the purposes of this title. Such personnel shall be compensated at a rate not to exceed a rate equal to the maximum rate of pay for GS-18 of the General Schedule under section 5332 of title 5, United States Code.

5 USC 5101 *et seq.*
5 USC 5331.

(c) Subject to the provisions of this subsection, the Commission may appoint and fix the pay of such additional personnel to be paid out of private donations. An individual appointed to a position funded in such manner shall be so designated at the time of such individual's appointment. The Chairman may appoint such additional personnel as he deems appropriate, not to exceed forty staff members.

(d) Each member of the Commission shall serve without being compensated as a member of such Commission, except that each member shall be reimbursed for travel, subsistence, and other necessary expenses incurred by them in the performance of their duties.

Compensation
And
reimbursement.

(e)(1) Upon request of the Commission, the head of any Federal agency may detail any of the personnel of such agency to the Commission to assist the Commission in carrying out its duties under this Act. Details under this subsection shall be without reimbursement by the Commission to the agency from which the employee concerned was detailed.

Detailed Federal
agency
personnel.

(2) The Commission may accept the services of not to exceed twenty employees under this subsection at any time.

(f) The Commission is authorized to procure supplies, services, and property, and make contracts, in any fiscal year, only to such extent or in such amount as are provided in appropriation Acts or are donated pursuant to subsection (h) of this section.

(g) The Commission is authorized to enter into agreements with the General Services Administration for procurement of necessary financial and administrative services, for which payment shall be

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Donations.

Regulations.

made by reimbursement from funds of the Commission in such amounts as may be agreed upon by the Chairman and the Administrator of the General Services Administration.

(h)(l) The Commission is authorized to accept, use, solicit, and dispose of donations of money, property, or personal services.

(2) The Commission shall prescribe regulations under which the Commission may accept donations of money, property, or personal services, except that under such regulations, the Commission may not accept donations—

(A) the value of which exceeds \$25,000 annually, in the case of donations from an individual; or

(B) the value of which exceeds \$100,000 annually, in the case of donations from a corporation, partnership, or other business organization.

(3) The regulations prescribed under this subsection shall include procedures for determining the value of donations of property or personal services.

(4) The limitations set forth in this subsection shall not apply in the case of an organization if it is an organization described in section 501(c)(3) of the Internal Revenue Code of 1954 (26 U.S.C. 501(c)(3)), and exempt from taxation under section 501(a) of such Code.

(i) The Commission may use the United States mails in the same manner and under the same conditions as other department and agencies of the United States.

Logo.
Rules,
regulations, and
prohibitions.

(j) The Commission shall have the authority to design and use a logo as the official emblem of the bicentennial. The Commission shall issue rules and regulations, including penalties for unauthorized use, regarding the use of such logo, except that under those regulations, the Commission shall be prohibited from selling, leasing, or otherwise granting to any corporation or private person the right to use the logo in connection with the production or manufacture of any commercial goods, as part of an advertisement promoting any commercial goods or services, or as part of an endorsement for any such goods or services.

DUTIES OF THE COMMISSION

SEC. 6. (a) The Commission shall—

(1) plan and develop activities appropriate to commemorate the bicentennial of the Constitution, including a limited number of projects to be undertaken by the Federal Government seeking to harmonize and balance the important goals of ceremony and celebration with the equally important goals of scholarship and education;

(2) encourage private organizations, and State and local governments to organize and participate in bicentennial activities commemorating or examining the drafting, ratification, and history of the Constitution and the specific features of the document;

(3) coordinate, generally, activities throughout all of the States; and

(4) serve as a clearinghouse for the collection and dissemination of information about bicentennial events and plans.

(b) In planning and implementing appropriate activities to commemorate the bicentennial, the Commission shall give due consideration to—

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(1) the historical setting in which the Constitution was developed and ratified, including such antecedents as the Federalist Papers, the Articles of the Confederation, and the ratification debates in the States;

(2) the contribution of diverse ethnic and racial groups;

(3) the relationship and historical development of the three branches of the Government;

(4) the importance of activities concerning the Constitution and citizenship education throughout all of the States regardless of when such State achieved statehood;

(5) the unique achievements and contributions of the participants in the Constitutional Convention of 1787 and the State ratification proceedings;

(6) the diverse legal and philosophical views regarding the Constitution;

(7) the need for reflection upon both academic and scholarly views of the Constitution and the principle that the document must be understood by the general public;

(8) the substantive provisions of the Constitution itself;

(9) the impact of the Constitution on American life and government;

(10) the need to encourage appropriate educational curriculums designed to educate student at all levels of learning on the drafting, ratification, and history of the Constitution and the specific provisions of that document; and

(11) the significance of the principles and institutions of the Constitution to other nations and their citizens.

(c) The Commission shall seek the cooperation, advice, and assistance from both private and governmental agencies and organizations, including the National Endowment for the Arts, the National Endowment for the Humanities, the Library of Congress, the Smithsonian Institution, the National Archives, the Department of the Interior, State and local governments, learned societies, academic institutions, and historical, patriotic, philanthropic, civic, and professional groups, and bar associations.

Private and governmental organizations, assistance.

(d) The Commission may, in carrying out the purpose of this Act, delegate authority to State advisory commissions to assist in implementing this Act.

(e) Within two years after the date of enactment of this Act, the Commission shall submit to the President and each House of the Congress and the Judicial Conference of the United States, a comprehensive report incorporating specific recommendations of the Commission for commemoration and coordination of the bicentennial and related activities. Such report shall include recommendations for publications, scholarly projects, conferences, programs, films, libraries, exhibits, ceremonies, and other projects, competitions and awards, and a calendar of major activities and events planned to commemorate specific historical dates. Each year after such comprehensive report, the Commission shall submit an annual report to the President, each House of the Congress, and the Judicial Conference until such Commission terminates.

Report to President, Congress, and Judicial Conference of U.S.

TERMINATION

SEC. 7. The Commission shall terminate on December 31, 1989.

97 STAT. 723

PUBLIC LAW 98-101—SEPT. 29, 1983

AUTHORIZATION OF APPROPRIATIONS

SEC. 8. There are authorized to be appropriated to carry out the purpose of this Act \$300,000 for fiscal year 1984 and such sums as may be necessary for the subsequent fiscal years through fiscal year 1989.

EFFECTIVE DATE

SEC. 9. This Act shall become effective on the date of enactment.

Approved September 29, 1983.

LEGISLATIVE HISTORY—S. 118:

SENATE REPORT No. 98-68 (Comm. On the Judiciary).

CONGRESSIONAL RECORD, Vol. 129 (1983):

July 18, considered and passed Senate.

Aug. 4, considered and passed House, amended.

Sept. 14, Senate concurred in House amendment

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 39
(1983):

Sept. 29, Presidential statement.

2. Boise, Idaho Land Exchange

PUBLIC LAW 98-473—OCT. 12, 1984

98 STAT. 1837

Public Law 98-473
98th Congress**Joint Resolution**

Making continuing appropriations for the fiscal year 1985, and for other purposes.

Oct. 12, 1984
[H.J. Res. 648]*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,*

* * * * *

AN ACT

98 STAT. 1838

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1985, and for other purposes.

Department of the
Interior and
Related Agencies
Appropriations
Act, 1985.**TITLE I—DEPARTMENT OF THE INTERIOR**

* * * * *

NATIONAL PARK SERVICE

98 STAT. 1842

* * * * *

ADMINISTRATIVE PROVISIONS

98 STAT. 1844

* * * * *

. . . *Provided further*, That notwithstanding the requirements of section 6(e)(1) of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601 8(e)), the properties which were the subject to grant assistance from the Land and Water Conservation Fund and transferred by the city of Boise, Idaho, to the Bureau of Land Management for subsequent transfer to the Peregrine Fund shall be replaced, at no cost, with land administered by the Bureau of Land Management: *Provided further*, That such replacement land shall be provided in accordance with the existing statewide comprehensive outdoor recreation plan, be of at least equal fair market value, and of reasonably equivalent usefulness and location.

98 STAT. 1845

16 USC 460/-8.

* * * * *

Approved October 12, 1984.

98 STAT. 2199

LEGISLATIVE HISTORY— H.J. Res. 648 (S.J. Res. 356):

HOUSE REPORTS: No. 98-1030 (Comm. on Appropriations) and No. 98-1159 (Comm. of Conference).

SENATE REPORT No. 98-634 accompanying S.J. Res. 356 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 130 (1984):

Sept 25, considered and passed House.

Sept 27-29, Oct. 1-4, considered and passed Senate, amended.

Oct. 10, House agreed to conference report; receded from its disagreement and concurred in a certain Senate amendment.

Oct. 11, Senate agreed to conference report.

3. Camden, South Carolina Preservation

96 STAT. 99

PUBLIC LAW 97-184—MAY 24, 1982

Public Law 97-184
97th Congress

An Act

May 24, 1982 [S. 146]	To authorize the Secretary of the Interior to assist in the preservation of historic Camden in the State of South Carolina, and for other purposes.
Camden, S.C. Historic Preservation. 16 USC 461 note.	<i>Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,</i> That (a) in order to assist in the preservation of the nationally significant historic resources associated with the town of Camden, South Carolina, a key location in the development of South Carolina and in military operations in the South during the American Revolution, the Secretary of the Interior is authorized, in accordance with subsection 2(e) of the Act of August 21, 1935 (49 Stat. 666), to enter into a cooperative agreement or agreements with the Camden Historical Commission, the Camden District Heritage Foundation, or other appropriate public, governmental, or private nonprofit entities pursuant to which the Secretary may assist in the protection, restoration, and interpretation of such resources for the benefit of the public.
16 USC 462.	
Appropriation authorization.	(b) Beginning October 1, 1982, there are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act, but not to exceed \$250,000.

Approved May 24, 1982.

LEGISLATIVE HISTORY—S. 146:

HOUSE REPORT No. 97-459 (Comm. on Interior and Insular Affairs).
SENATE REPORT No. 99-207 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD:

Vol. 127 (1981): Oct. 21, considered and passed Senate.
Vol. 128 (1982): Mar 23, considered and failed of passage in House.
May 11, considered and passed House.

4. D.C. Botanic Gardens

PUBLIC LAW 98-340—JULY 3, 1984

98 STAT. 308

Public Law 98-340

98th Congress

An Act

To direct the Architect of the Capitol and the District of Columbia to enter into an agreement for the conveyance of certain real property, to direct the Secretary of the Interior to permit the District of Columbia and the Washington Metropolitan Area Transit Authority to construct, maintain, and operate certain transportation improvements on Federal property, and to direct the Architect of the Capitol to provide the Washington Metropolitan Area Transit Authority access to certain real property.

July 3, 1984
[H.R. 5565]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. (a) Within sixty days after the enactment of this Act the Architect of the Capitol under the direction of the Joint Committee on the Library (hereinafter referred to as the "Architect") and the District of Columbia government (hereinafter referred to as the "District") shall enter into an agreement consistent with the provisions of this Act.

(b) Such agreement shall include the following provisions:

(1) The Architect and the District shall determine a site of not less than twenty-five contiguous acres under the jurisdiction of the District upon which the facilities existing on the date of enactment of this Act which are operated and maintained by the United States Botanic Garden at the Poplar Point Greenhouse and Nursery described in section 3(a) shall be relocated.

(2) The District shall convey without consideration to the Architect on behalf of the United States all right, title, and interest of the District in any real property determined pursuant to paragraph (1) as the replacement site.

(3) The District shall convey without consideration to the Secretary of the Interior (hereinafter referred to as the "Secretary") on behalf of the United States all right, title, and interest of the District in the real property described in section 3(b), known as the Lanham Tree Nursery.

SEC. 2. (a) Within sixty days of the enactment of this Act the real property described in section 3(a), known as the Botanic Garden Greenhouse and Nursery at Poplar Point, shall come within the jurisdiction of the Secretary: *Provided*, That the Architect shall retain the right to continue the current use of the property until the replacement facilities of the Architect are completed.

(b) Within sixty days after the Secretary assumes jurisdiction for such real property under subsection (a), the Secretary shall enter into an agreement with the District and the Washington Metropolitan Area Transit Authority under which the District and the Washington Metropolitan Area Transit Authority will be authorized to construct, maintain, and operate certain facilities designed to improve transportation in the Washington metropolitan area.

Public buildings
and grounds.
Contracts, U.S.
40 USC 215 note.

Botanic Garden
Greenhouse and
Nursery, Poplar
Point.

Lanham Tree
Nursery.

40 USC 215 note.

98 STAT. 308

PUBLIC LAW 98-340—JULY 3, 1984

Land use plan.

(c) Upon the Secretary assuming jurisdiction for such real property under subsection (a), the Secretary and the District shall develop a land use plan for such portions of any real property described in section 3 as the Secretary and the District jointly determine will not be necessary for transportation improvement purposes when green line service is extended to its ultimate terminus in Prince George's County.

98 STAT. 309

(d) On the date of conveyance of such real property as described in section 1(b)(2), the United States Capitol Police shall have such jurisdiction over such real property as is provided under section 1826 of the Revised Statutes (40 U.S.C. 215).

(e) The Architect shall, not later than ten days after the enactment of this Act, provide to the Washington Metropolitan Area Transit Authority access to the real property described in section 3(a) for the purpose of conducting any and all necessary surveys, studies, evaluations, and tests, as determined by the Washington Metropolitan Area Transit Authority, and for the purposes of construction of the rail line tunnel in the area beginning at a point on the east line of the parcel, the point of beginning having Metro project coordinates north 376,664.236 and east 801,187.843, thence leaving said line and through said parcel the following seven courses:

(1) South 76 degrees 32 minutes 04.2 seconds west, 294.52 feet; thence

(2) south 16 degrees 25 minutes 29.4 seconds east, 9.80 feet; thence

(3) south 73 degrees 34 minutes 30.2 seconds west, 86.57 feet; thence

(4) north 16 degrees 24 minutes 31.2 seconds west, 9.80 feet; thence

(5) south 73 degrees 34 minutes 20.8 seconds west, 31.39 feet; thence

(6) south 0 degrees 01 minutes 36.3 seconds east, 109.22 feet; thence

(7) north 90 degrees 0 minutes 0 seconds west, 420.76 feet to a point on the west line of said parcel; thence along said line

(8) north 0 degrees 01 minutes 35.8 seconds west, 577.12 feet to the northwest corner of said parcel; thence along the northerly line of said parcel

(9) south 72 degrees 01 minutes 48.6 seconds east, 862.55 feet to the northeast corner of said parcel; thence along the east line of said parcel

(10) south 0 degrees 02 minutes 22.5 seconds east, 99.85 feet to the point of beginning, containing 300,235 square feet or 6.892 acres.

(f) When the facilities of the Architect have been relocated, pursuant to section 1, the Secretary shall provide the Washington Metropolitan Area Transit Authority right of access to construct, maintain, and operate all other transportation facilities described in section 3(a) designed to improve transportation in the Washington metropolitan area.

PUBLIC LAW 98-340—JULY 3, 1984

98 STAT. 309

SEC. 3. (a) The real property referred to in section 1(b)(1) known as the Botanic Garden Greenhouse and Nursery which is in Anacostia Park is comprised of the following parcels of property:

40 USC 215 note.

(1) A parcel of approximately fourteen and seventy-five one-hundredths acres that was transferred from the Director of Public Buildings and Public Parks of the National Capital to the jurisdiction of the United States Botanic Garden for use as a tree nursery pursuant to the Act of June 26, 1926 (44 Stat. 774).

(2) A parcel of approximately seven and eighty-three ones hundredths acres that was acquired by the United States Botanic Garden from the Secretary in 1935 in exchange for certain other property under the provisions of the Act of May 20, 1932 (47 Stat. 161).

98 STAT. 310

(3) A parcel of approximately two and eight one-hundredths acres that is occupied by the Architect pursuant to a special use permit issued by the Secretary on March 10, 1977, to the chairman of the Joint Committee on the Library.

40 USC 122.

(b) The real property referred to in section 1(b)(3) known as the Lanham Tree Nursery which is in Anacostia Park consists of a parcel of approximately thirty-four and five-tenths acres that was transferred from the Director of Public Buildings and Public Parks of the National Capital to the jurisdiction of the District for use as a tree nursery.

Approved July 3, 1984.

LEGISLATIVE HISTORY—H.R. 5565:
HOUSE REPORT No. 98-810, Pt. 1 (Comm. on the District of Columbia).
CONGRESSIONAL RECORD, Vol. 130 (1984):
June 11, considered and passed House.
June 21, considered and passed Senate.

5. Eleanor Roosevelt Centennial Commemoration

PUBLIC LAW 98-162—NOV. 21, 1983

97 STAT. 1013

Public Law 98-162
98th Congress

Joint Resolution

Nov. 21, 1983

[S.J. Res. 139]

Eleanor
Roosevelt, birth
Centennial
Commemoration.

To commemorate the centennial of Eleanor Roosevelt's birth.

Resolved by the Senate and House of Representatives of the United States of America In Congress assembled, That the Congress finds and declares that—

(1) Eleanor Roosevelt, who was First Lady of the United States from 1933 to 1945, was one of the country's great First Ladies;

(2) born into wealth and privilege, herself, Eleanor Roosevelt nevertheless worked tirelessly to secure opportunities for disadvantaged Americans and to improve the lot of the needy elsewhere, and particularly in developing countries;

(3) both during and after her service in the White House, Eleanor Roosevelt campaigned indefatigably for human rights in the United States and throughout the world;

(4) Eleanor Roosevelt devoted her efforts especially to promoting the welfare of children;

(5) for this service, for her articulate and compassionate advocacy of the highest American ideals, and for demonstrating by personal example the capacities of American women to succeed in areas of daily life and work from which they were frequently excluded in her day, Eleanor Roosevelt earned a place of honor and respect in the hearts of the American people; and

(6) October 11, 1984, marks the centennial of Eleanor Roosevelt's birth, and it is appropriate for Americans to mark this occasion with appropriate commemorations during 1984.

Commission on
the Eleanor
Roosevelt
Centennial
Establishment.

SEC. 2. (a) There is hereby established a Commission on the Eleanor Roosevelt Centennial.

(b) The membership of the Commission shall consist of the following—

(1) two Members of the House of Representatives, designated by the Speaker of the House;

(2) two Members of the Senate, designated by the President pro tempore of the Senate after consultation with the majority leader and the minority leader;

(3) the Director of the National Park Service, ex officio;

(4) the Archivist of the United States, ex officio;

(5) the Librarian of Congress, ex officio;

(6) the Governor of the State of New York, ex officio;

(7) the County Executive of Dutchess County, New York, ex officio;

(8) the surviving children of Mrs. Eleanor Roosevelt, and

(9) the chairman of the Eleanor Roosevelt Institute, ex officio.

For a particular meeting of the Commission any member of the Commission may appoint another individual to serve in his stead.

(c) Commission members shall designate one of their number as Chairman.

PUBLIC LAW 98-162—NOV. 21, 1983

97 STAT. 1014

SEC. 3. The Commission established by section 2 of this resolution is authorized to—

(1) encourage and recognize appropriate observances and commemorations, throughout the United States, of the one hundredth anniversary of the birth of Eleanor Roosevelt; and

(2) provide advice and assistance to Federal, State, and local government agencies and to private organizations in establishing such observances and commemorations.

SEC. 4. (a) The Commission shall meet no later than thirty days after enactment of this resolution at a date and location determined by the Librarian of Congress, and at such locations and intervals thereafter as the Commission may decide. Unless otherwise provided by the Commission, a majority of the Commission shall constitute a quorum. The Commission shall cease to exist on January 1, 1986.

Termination
date.

(b) The Commission may adopt such rules and regulations as may be necessary to conduct meetings and carry out its duties under this resolution.

(c) The Administrator of General Services and the Director of the National Park Service shall provide the Commission such assistance and facilities as may be necessary to carry out its proceedings.

Donations.

(d) The Commission may accept donations of money, supplies, and services to carry out its responsibilities.

(e) The Eleanor Roosevelt Institute, a not-for-profit organization incorporated in the State of New York, and successor organization to the Eleanor Roosevelt Memorial Foundation, chartered pursuant to Public Law 88-11, shall provide staff assistance to, and coordinate policies and events for, the Commission.

77 Stat. 8.

(f) Members of the Commission shall serve without pay. While away from their homes or regular places of business in the performance of services for the Commission, members of the Commission shall be allowed travel expenses, including per diem in lieu of subsistence, in the same manner as persons employed intermittently in Government service are allowed expenses under section 5703 of title 5 of the United States Code, except that the total of payments made under this subsection for per diem in lieu of subsistence shall not exceed \$10,000.

Pay and
expenses.

SEC. 5. In commemoration of the one hundredth anniversary of the birth of Eleanor Roosevelt, the Secretary of the Interior, acting through the Director of the National Park Service, shall complete such improvements and development in the Eleanor Roosevelt National Historic Site at Val-Kill in Hyde Park, New York, in fiscal year 1984, as will assure improved access and availability sufficiently to open the site to extensive public visitation.

97 STAT. 1015
Eleanor
Roosevelt
National
Historic Site.

Approved November 21, 1983.

LEGISLATIVE HISTORY—S.J. Res. 139:
CONGRESSIONAL RECORD, Vol. 129 (1983):

Nov. 2, considered and passed Senate.

Nov. 4 considered and passed House

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS. Vol. 19, No. 47
(1983):

Nov. 21, Presidential statement.

6. Falls of Clyde

94 STAT. 3321

PUBLIC LAW 96-565—DEC. 22, 1980

Public Law 96-565
96th Congress**An Act**

Dec. 22, 1980
[H.R. 7217]

To establish the Kalaupapa National Historical Park in the State of Hawaii, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

* * * * *

94 STAT. 3324

TITLE IIHistoric sailing
ship, financial
assistance.
40 Stat. 666, 16
USC 462.

SEC. 201. In furtherance of the purposes of subsection 2(e) of the Act of August 21, 1935 (49 Stat. 6666), the Secretary of the Interior is authorized to provide financial assistance for the operation, maintenance and protection of the historic sailing ship Falls of Clyde, located in Honolulu Harbor, Hawaii. Such authorization shall terminate at such time as the Falls of Clyde is no longer located in the State of Hawaii.

SEC. 202. Authority to enter into contracts or cooperative agreements, to incur obligations or to make payment under this Act shall be effective only to the extent, and in such amounts, as are provided in advance in appropriation Acts.

* * * * *

94 STAT. 3327

Approved December 22, 1980.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 96-1019 (Comm. on Interior and Insular Affairs).

SENATE REPORT No. 96-1027 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 126 (1980):

May 19, considered and passed House.

Dec. 4, considered and passed Senate, amended.

Dec. 5, House concurred in Senate amendments.

7. Falls of the Ohio

PUBLIC LAW 96-344—SEPT. 8, 1980

94 STAT. 1133

Public Law 96-344
96th Congress**An Act**To improve the administration of the Historic Sites, Buildings and Antiquities Act
of 1935 (49 Stat. 666).Sept. 8, 1980
[S. 2680]*Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled,*

* * * * *

94 STAT. 1137

SEC. 15. The Secretary shall conduct a study to determine appropriate measures to protect and interpret for the benefit and education of the public the Falls of the Ohio, including a three-hundred-million-year-old fossilized coral reef which is exposed along the Ohio River in the vicinity of Louisville, Kentucky, and Jeffersonville, Indiana. The Secretary shall, in the course of the study, consult with and seek the advice of, appropriate scientific organizations and representatives of interested municipal, State, and other Federal agencies. Not later than two complete fiscal years from the effective date of this section, the Secretary shall transmit a report of the study, including the estimated costs of alternative measures that may be undertaken to protect and interpret the resources of the area for the public, to the Committee on Interior and Insular Affairs of the House of Representatives and the Committee on Energy and Natural Resources of the Senate, together with his recommendations for such further legislation as may be appropriate.

Study.

Report to
congressional
committees.

* * * * *

Approved September 8, 1980.

94 STAT. 1138

LEGISLATIVE HISTORY:SENATE REPORT No. 96-754 (Comm. on Energy and Natural Resources).
CONGRESSIONAL RECORD, Vol. 126 (1980):

May 22, considered and passed Senate.

July 31, considered and passed House, amended.

Aug. 18, Senate concurred in House amendment.

8. Florida Land Exchange

97 STAT. 909

PUBLIC LAW 98-141—OCT. 31, 1983

Public Law 98-141

98th Congress

An Act

Oct. 31, 1983

[H.R. 1213]

To amend certain provisions of law relating to units of the national park system and other public lands, and for other purposes.

Public Lands and
National Parks
Act of 1983.
16 USC 1 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Public Lands and National Parks Act of 1983".

* * * * *

97 STAT. 911
Land
conveyance.

SEC. 9. (a) With respect to the land described in subsection (c), the right of reverter and the reserved mineral interests held by the United States in such land are hereby conveyed, without warranty, to the State of Florida for the purpose of allowing the State of Florida to exchange such lands for privately owned lands, such conveyance to the State of Florida to be contingent and effective upon the conveyance to the United States of marketable title to the land described in subsection (d), in fee simple absolute, free and clear of all liens and encumbrances, except those acceptable to the Secretary of the Interior.

(b) Immediately upon receipt by the United States of title to the land described in subsection (d), the Secretary of the Interior shall convey, without warranty, the land described in subsection (d) to the State of Florida. The document of conveyance shall—

Document of
conveyance.

(1) reserve to the United States all mineral deposits found at any time in the land and the right to prospect for, mine, and remove the same; and

Land reversion
to U.S.

(2) provide that the land shall revert to the United States upon a finding by the Secretary of the Interior that for a period of five consecutive years such land has not been used by the State of Florida for park or recreational purposes, or that such land or any part thereof is being devoted to other uses.

Land
descriptions.

(c) The land referred to in subsection (a) is approximately 0.69 of an acre of land, presently encroached upon by the adjoining landowners or occupants, within an area generally described as lot 2, southwest quarter southwest quarter section 15, township 4 south, range 15 west, Tallahassee meridian, Florida. Part of the tract was included in the land conveyed by the United States to the State of Florida on May 10, 1954, by patent numbered 1144377, and part was included in the land conveyed by the United States to the Florida Board of Forestry and Parks (presently named the Florida Department of Natural Resources) on July 26, 1948, by patent numbered 1123723.

Land exchange.

(d) The land to be received in exchange for the land described in subsection (c) consists of approximately 1.10 acres of land located in a tract generally described as section 16, township 4 south, range 15 west, Tallahassee meridian, Florida, and more particularly described as follows: Begin at the intersection of the south right-of-way line of Thomas Drive (State Road Numbered 392) and the east line of section

PUBLIC LAW 98-141—OCT. 31, 1983

97 STAT. 911

16, township 4 south, range 15 west, Bay County, Florida. Thence south 0 degree 31 minutes 37 seconds west along the east line of said section 16 for 468.20 feet to the south line of said section 16; thence north 89 degrees 28 minutes 23 seconds west along said south line of section 16 for 205 feet; thence north 24 degrees 10 minutes 23 seconds east for 511.11 feet to the point of beginning, containing 1.10 acres more or less.

97 STAT. 912

(e) The State of Florida shall pay promptly to the Secretary of the Interior, any and all costs, including administrative overhead, that may be incurred by the United States in connection with the transactions authorized under subsection (a).

Payment of U.S.
costs.

* * * * *

Approved October 31, 1983.

97 STAT. 914

LEGISLATIVE HISTORY—H.R. 1213:

HOUSE REPORT No. 98-15 (Comm. on Interior and Insular Affairs).

SENATE REPORT No. 98-141 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 129 (1988):

Mar. 8, considered and passed House.

Oct. 6, considered and passed Senate, amended.

Oct. 20, House concurred in Senate amendments.

9. Folger Library and Corcoran Gallery of Art, D.C.

94 STAT. 1133

PUBLIC LAW 96-344—SEPT. 8, 1980

Public Law 96-344
96th Congress

An Act

Sept. 8, 1980
[S. 2680]

To improve the administration of the Historic Sites, Buildings and Antiquities Act of 1935 (49 Stat. 666).

Historic Sites,
Buildings
And Antiquities
Act,
administration
improvement.
16 USC 462 note.
16 USC 462.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) in furtherance of the purposes of subsection 2(e) of the Act of August 21, 1935 (49 Stat. 666), the Secretary of the Interior may provide financial assistance for the maintenance and protection of the Folger Library and the Corcoran Gallery of Art.

(b) Authority to enter into contracts or cooperative agreements, to incur obligations, or to make payments under this Act shall be effective only to the extent, and in such amount, as are provided in advance in appropriation Acts.

* * * * *

94 STAT. 1138

Approved September 8, 1980.

LEGISLATIVE HISTORY:

SENATE REPORT No. 96-754 (Comm. on Energy and Natural Resources).
CONGRESSIONAL RECORD, Vol. 126 (1980):

May 22, considered and passed Senate.

July 31, considered and passed House, amended.

Aug. 18, Senate concurred in House amendment.

10. Fort Saint Jean Baptiste de Natchitoches

PUBLIC LAW 96-199—MAR. 5, 1980

94 STAT. 67

Public Law 96-199

96th Congress

An Act

To establish the Channel Islands National Park, and for other purposes.

Mar. 5, 1980

[H.R. 3757]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled,*National Parks
and Recreation
Act of 1978,
amendment.**TITLE I**

* * * * *

SEC. 112. (a) In order to commemorate the first European settlement in Louisiana, Fort Saint Jean Baptiste de Natchitoches (hereinafter called the "fort"), the Secretary is authorized to render the State of Louisiana such assistance, in the form of technical advice, grants of funds for land acquisition and development, and other help necessary to reconstruct the fort: *Provided*, That no funds shall be expended for reconstruction unless the Secretary determines that such reconstruction can be based on historical documentation.

94 STAT. 70
Fort Saint
Jean Baptiste
de Natchitoches,
La.

(b) The Secretary is authorized to enter into a cooperative agreement with the State of Louisiana and affected local governmental authorities which agreement shall include but not limited to—

Agreements
With the State
of Louisiana.

(1) assurances that the State of Louisiana shall operate and maintain the fort as a public area;

(2) assurances that the State of Louisiana shall incur all operation and maintenance costs;

(3) assurances by the State of Louisiana that they will manage the fort consistent with its historic character; and

(4) authority for the Secretary to obtain reimbursement from or offset against the State of Louisiana of all Federal funds previously granted under this section, including subsequent violation of paragraph (3) of this subsection.

(c) There is hereby authorized to be appropriated not to exceed \$2,813,000 for the purposes of this section: *Provided*, That the Secretary may expend not to exceed 75 per centum of the total cost incurred in the reconstruction of the fort.

Appropriation
authorization.

* * * * *

Approved March 5, 1980.

94 STAT. 77

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 96-119 (Comm. on Interior and Insular Affairs). No. 96-182, Pt. I accompanying H. R. 2975 (Comm. on Interior and Insular Affairs) and No. 96-182, Pt. II accompanying H. R. 2975 (Comm. on Merchant Marine and Fisheries).

SENATE REPORT No. 96-484 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD:

Vol. 125 (1979): May 7, considered and passed House.

Vol. 126 (1980): Feb. 18, considered and passed Senate, amended.

Feb. 20, House concurred in Senate amendments.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS:

Vol. 16, No. 10 (1980): Mar. 5, Presidential statement.

11. George Meany Commemoration

94 STAT. 1133

PUBLIC LAW 96-344—SEPT. 8, 1980

Public Law 96-344
96th Congress

An Act

Sept. 8, 1980
[S. 2680]

To improve the administration of the Historic Sites, Buildings and Antiquities Act of 1935 (49 Stat. 666).

Historic Sites,
Buildings
and Antiquities
Act,
administration
improvement.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

* * * * *

94 STAT. 1137
George Meany
commemoration.
Report to
congressional
committees.

SEC. 17. In order to provide for the appropriate commemoration of George Meany, past president of the American Federation of Labor and Congress of Industrial Organizations, and his contributions on behalf of the working people of the United States, the Secretary is authorized to investigate sites associated with the life and work of George Meany and to submit, within two complete fiscal years from the effective date of this Act, a report thereon to the Committee on Interior and Insular Affairs of the United States House of Representatives and the Committee on Energy and Natural Resources of United States Senate. The Secretary shall consult with representatives of the family of George Meany and the President of the American Federation of Labor and Congress of Industrial Organizations as a part of his investigation.

* * * * *

94 STAT. 1138

Approved September 8, 1980.

LEGISLATIVE HISTORY:

SENATE REPORT No. 96-754 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 126 (1980):

May 22, considered and passed Senate.

July 31, considered and passed House, amended.

Aug. 18, Senate concurred in House amendment.

12. Goodloe Byron Commemoration

PUBLIC LAW 96-87—OCT. 12, 1979

93 STAT. 664

Public Law 96-87
96th Congress**An Act**

To authorize the Secretary of the Interior to provide for the commemoration of the efforts of Goodloe Byron to protect the Appalachian Trail, and for other purposes.

Oct. 12, 1979
[H.R. 5419]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress Assembled,

National parks
and recreational
lands.

TITLE I

SEC. 101. Goodloe Byron, late a United States Representative from the State of Maryland, should be afforded appropriate recognition for his long and continuing interest in conservation, outdoor recreation, physical fitness, and the protection of the Nation's natural and scenic resources. Goodloe Byron took an early and leading interest in the protection of the Maryland segment of the Appalachian Trail as a member of the Senate of Maryland and continued his efforts to provide for the protection of the entire Appalachian Trail for public use and enjoyment during his service in the Congress of the United States. As a member of the National Scenic Trails Advisory Council, he encouraged recognition of the value of scenic trails as outdoor recreation resources attractive to all segments of the public.

Goodloe Byron.
Commemoration
of conservation
efforts.

SEC. 102. The Secretary of the Interior is authorized, in cooperation with the Appalachian Trail Conference and the State of Maryland, to design and erect at a suitable location along the Maryland segment of the Appalachian Trail an appropriate marker in commemoration of the outstanding contributions of Goodloe Byron toward the protection of the Appalachian Trail for the use and enjoyment of the American people in perpetuity.

* * * * *

Approved October 12, 1979.

93 STAT. 667

LEGISLATIVE HISTORY:

CONGRESSIONAL RECORD Vol. 125 (1979):

Sept. 27, considered and passed House.

Oct. 1, considered and passed Senate, amended.

Oct. 9, House concurred in Certain Senate amendments and in another with an amendment.

Oct. 11, Senate concurred in House amendment.

13. Grand Canyon School Districts, Arizona

PUBLIC LAW 96-581—DEC. 23, 1980

94 STAT. 3371

Public Law 96-581
96th Congress**An Act**

To authorize the Secretary of Agriculture to convey certain lands in the State of Arizona, to authorize the Secretary of the Interior to convey certain interests in lands in the State of Arizona, to amend the Act of March 14, 1978 (92 Stat. 154), and for other purposes.

Dec. 23, 1980
[S. 1985]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled That (a) the Secretary of Agriculture (hereafter in this section referred to as the "Secretary") is authorized to convey by quitclaim deed, subject to the provisions of subsections (b) and (c) of this section, all right, title, and interest of the United States in and to the following described tract of lands and improvements thereon:

State of Arizona.
Certain lands,
conveyance.

GILA AND SALT RIVER MERIDIAN

(Coconino County, Arizona)

Township 21 North, Range 7 East

Section 15:

North half northeast quarter,
Northeast quarter northwest quarter,
Northeast quarter southeast quarter northwest quarter
northwest quarter,
North half southeast quarter southeast quarter northwest
quarter northwest quarter.

Section 16:

South half northeast quarter northeast quarter northwest
quarter,
Northwest quarter northeast quarter northwest quarter,
South half northeast quarter northwest quarter,
Northwest quarter northwest quarter,
North half northeast quarter southwest quarter northwest
quarter,
Southeast quarter northeast quarter southwest quarter
Northwest quarter,
North half northwest quarter southwest quarter northwest
Quarter,
East half southeast quarter southwest quarter northwest
Quarter,
Southeast quarter northwest quarter.

The area described contains 256.25 acres more or less.

(b)(1) Any conveyances pursuant to subsection (a) of this section shall be conditioned upon the Secretary entering into agreements or land exchanges, sufficient to assure the Secretary that any party with whom such agreements or land exchanges are to be made will construct on a site to be determined by the Secretary, administrative improvements equal in value to the lands and improvements authorized to be conveyed by subsection (a) of this section. The lands and

- improvements may be conveyed by a series of transactions or land exchanges.
- Depositing cash. (2) Each party to whom conveyances are to be made may, in the discretion of the Secretary, deposit cash in an amount not less than the fair market value, to be determined at the time of conveyance, of the lands and improvements conveyed. The cash so received shall be deposited into a special fund in the Treasury which when appropriated is authorized to remain available until expended by the Secretary for the purposes of constructing administrative improvements as described in this Act. If the value of any land and improvements thereon authorized to be conveyed by subsection (a) of this section exceeds the value of administrative improvements determined to be necessary by the Secretary to be constructed with respect to such land under this Act, the party to whom such conveyance is to be made shall make a cash payment to the United States in an amount equal to such difference in value.
- Flagstaff
Medical
Regional Center. (c)(1) Of the tract of land described in subsection (a) of this section, the Secretary shall offer to sell at the fair market value, as determined on the date of enactment of this Act, to the Flagstaff Medical Regional Center, Flagstaff, Arizona, not to exceed 18.25 acres immediately adjacent to said Flagstaff Medical Regional Center and to the city of Flagstaff, Arizona, not to exceed 132.5 acres, under special use permit in effect on the date of enactment of this Act to the city of Flagstaff. Such offers to sell to the Flagstaff Medical Regional Center and to, the city of Flagstaff shall remain in effect for periods of not to exceed 3 years and 10 years, respectively. Subject to the limitations contained in this paragraph, the city of Flagstaff and the Flagstaff Medical Regional Center may identify any specific tracts of land they want to purchase.
- Public offers. (2) Except for any land to be conveyed to the Flagstaff Medical Regional Center and the city of Flagstaff, the Secretary shall solicit public offers for the remaining lands and improvements authorized under subsection (a) of this section. All offers shall be publicly opened at the time and place stated in the solicitation in accordance with the administrative requirements of the Secretary. The Secretary shall consider price and land values before entering into agreements or land exchanges with any party whose offer conforming to the solicitation notice is determined by the Secretary to be most advantageous to the Government. Notwithstanding any other provision of this Act, the Secretary may reject any offer if the Secretary determines that such rejection is in the public interest.
- SEC. 2. (a) The Secretary of the Interior (hereafter in this section referred to as the Secretary) shall convey by quitclaim deed, without consideration, to the owners that appear on record in the office of the county recorder, Pima County, Arizona, any right, title, or interest, including any mineral rights, which the United States may have in and to the real property described in subsection (b) of this section.
- 18 USC 305. (b) The real property referred to in subsection (a) of this section consists of four separate strips of land that extend for a total distance of nearly four miles, designated as roadways in a certain White Survey, dated December 15, 1876, made pursuant to an Act of Congress dated February 5, 1875, crossing sections 2, 11, and 14, and the east half of sections 3 and 10 of township 14 south, range 13 east of the Gila and Salt River base and meridian, in Pima County, Arizona.
- Quitclaim deed. (c) As soon as practicable after the date of enactment of this Act, Secretary shall cause to be prepared a quitclaim deed effecting the title transfer described in section 1, and shall record such deed in the office of the county recorder, Pima County, Arizona.

PUBLIC LAW 96-581—DEC. 23, 1980

94 STAT. 3373

(d) Within one year after the date of enactment of this Act, the Secretary shall notify all individuals or other legal entities which, as of the date of such notice, appear upon the tax rolls of Pima County, Arizona, as the owners of lands referred to in subsection (b) of this section, or of interests in such lands—

(1) of the conveyance by the United States of its interests in such lands under section 1 of this Act,

(2) of the possible defect in the title to such lands resulting from such interests of the United States, and

(3) of the opportunity to record a quitclaim deed evidencing the conveyance described in subsection (a) of this section in the records of the affected grantee.

SEC. 3. The Act of March 14, 1978 (92 Stat. 154), is amended as follows:

20 USC 238 note.

(a) In section 1(a), in the first sentence, delete the phrase “two-year”, and change “September 30, 1980” to “September 30, 1985”; and

(b) In section 1(c) strike the second sentence in its entirety and insert the following: “There is authorized to be appropriated an amount not to exceed \$1,500,000 annually for fiscal years 1979 through 1982 to carry out the provisions of this Act: *Provided*, That any appropriations made pursuant to this Act shall be reduced by the amount of any payments made to said districts pursuant to the Acts of September 23, 1950 (64 Stat. 906), as amended (20 U.S.C. 631 et seq.), and September 30, 1950 (64 Stat. 1100), as amended (20 U.S.C. 236 et seq.). For the authorizations made in this subsection, any amounts authorized but not appropriated in any fiscal year shall remain available for appropriation in succeeding fiscal years.”.

Appropriation authorization.

SEC. 4. Any mining claim located under the Mining Laws of the United States subsequent to June 18, 1879, and prior to January 17, 1969, in the northwest quarter of the northwest quarter of section 9, township 1 north, range 5 east of the Gila and Salt River base and meridian, State of Arizona, shall be effective to the same extent in all respects as if such lands at the time in location, and at all times thereafter had been open to the operation of the Mining Laws of the United States: *Provided, however*, That the claimants have complied with all requirements of the Mining Laws of the United States, including section 314 of the Federal Land Policy and Management Act of 1976 and that the claims would be subject to any valid intervening rights by private parties under the laws of the United States.

43 USC 1744.

Approved December 23, 1980.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 96-1473, accompanying S. 1985 (Comm. on Interior and Insular Affairs).

SENATE REPORT No. 96-954 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 126 (1980):

Sept. 24, considered and passed Senate.

Nov. 21, considered and passed House, amended.

Dec. 9, Senate concurred in House amendment.

14. Man In Space Commemoration

94 STAT. 1133

PUBLIC LAW 96-344—SEPT. 8, 1980

Public Law 96-344
96th Congress

An Act

Sept. 8, 1980
[S. 2680]

To improve the administration of the Historic Sites, Buildings and Antiquities Act of 1935 (49 Stat. 666).

Historic Sites,
Buildings
And Antiquities
Act,
administration
improvement.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

* * * * *

94 STAT. 1137
Man in Space
commemoration.
Study.

SEC. 18. The Secretary shall conduct, in consultation with the National Aeronautics and Space Administration, the Department of Defense, and any other entities considered by the Secretary to be appropriate, a study of locations and events associated with the historical theme of Man in Space. The purpose of such study shall be to identify the possible locations, components, and features of a new unit of the national park system commemorative to this theme, with special emphasis to be placed on the internationally historic event of the first human contact with the surface of the moon. The study shall investigate practical methodologies to permanently safeguard from change the locations, structures, and at least symbolic instrumentation features associated with this theme, and to display and interpret these for visitor appreciation. Governmental entities controlling these locations, structures, and features are hereby requested to preserve them from destruction or change during the study and congressional review period insofar as is possible. A comprehensive report derived from this study, including potential action alternatives, shall be submitted to the Committee on Interior and Insular Affairs of the United States House of Representatives and to the Committee on Energy and Natural Resources of the United States Senate no later than one complete fiscal year after the effective date of this section.

Report to
Congressional
committees.
94 STAT. 1138

* * * * *

Approved September 8, 1980.

LEGISLATIVE HISTORY:

SENATE REPORT No. 96-754 (Comm. on Energy and Natural Resources).
CONGRESSIONAL RECORD, Vol. 126 (1980):
May 22, considered and passed Senate.
July 31, considered and passed House, amended.
Aug. 18, Senate concurred in House amendment.

15. Mar-A-Lago National Historic Landmark

PUBLIC LAW 96-586—DEC. 23, 1980

94 STAT. 3381

Public Law 96-586

96th Congress

An Act

To provide for the orderly disposal of certain Federal lands in Nevada and for the acquisition of certain other lands in the Lake Tahoe Basin, and for other purposes.

Dec. 23, 1980
[H.R. 7306]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

* * * * *

SEC. 4. (a)(1) Effective upon the conveyance or transfer authorized in subsection b, the Act of October 21, 1972, entitled "An Act to provide for the administration of the Mar-A-Lago National Historic Site, in Palm Beach, Florida" is repealed.

(2) The order of designation of the Mar-A-Lago National Historic Site, dated January 16, 1969, is repealed and the site described therein is hereby designated as the Mar-A-Lago National Historic Landmark.

(b) The Secretary of the Interior shall, within one hundred and twenty days of the date of enactment of this Act, take such measures, consistent with the terms and conditions of the deed of conveyance from Marjorie M. Post to the United States of America, dated December 18, 1972, as may be necessary to transfer the property described in the order of designation of the Mar-A-Lago National Historic Site to the Marjorie Merriweather Post Foundation of the District of Columbia (a charitable foundation organized under the District of Columbia Nonprofit Corporation Act).

(c) The Secretary is authorized upon conveyance, to make appropriate adjustments in the funds available for the administration and management of the property, including but not limited to, return of unobligated donated funds to the trustees of the Marjorie Merriweather Post Foundation of the District of Columbia, and reprogram existing appropriations to related functions and activities of the National Park Service.

Approved December 23, 1980.

94 STAT. 3386

Mar-A-Lago
National
Historic Site.
Repeal.
16 USC 467a and
note, 467a-1.
16 USC 461 note,
467a note.

Marjorie
Merriweather
Post Foundation,
property
transfer.
16 USC 467a
note.

D.C. Code
29-1001.
Funds, adjust-
ments.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 96-1023 (Comm. on Interior and Insular Affairs).

SENATE REPORT No. 96-1026 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 126 (1980):

Sept. 8, considered and passed House.

Dec. 4, considered and passed Senate, amended.

Dec. 5, House concurred in Senate amendments.

17. Nancy Hanks Center

PUBLIC LAW 98-1—FEB. 15, 1983

97 STAT. 3

Public Law 98-1
98th Congress**An Act**

To designate a “Nancy Hanks Center” and the “Old Post Office Building” in Washington, District of Columbia, and for other purposes.

Feb. 15, 1983
[S. 61]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congress hereby finds and declares—

Nancy Hanks
Center; Old Post
Office Building.
Designation.

(1) Nancy Hanks served as Chairman of the National Endowment for the Arts from 1969 to 1977 and during that period presided with distinction over a substantial increase in support for the arts in the United States;

(2) she provided wise leadership in defining a proper role for the Federal Government in the cultural life of the Nation, and safeguarding the creative integrity of artists and arts institutions against Government interference;

(3) her wide-ranging interests in the arts, including architecture, led her to promote initiatives to improve the quality of Federal buildings and to work tirelessly to secure the preservation and renovation of the Old Post Office Building as a headquarters for Federal cultural agencies and as a site for cultural and commercial activities that would enliven the building and its surroundings; and

(4) the renovation of the Old Post Office Building, its occupancy in this year 1983 by Federal cultural agencies and commercial enterprises and its impending use for public performances and exhibits are due in large measure to the foresightedness, persuasiveness, intellect, and vigor of Nancy Hanks.

SEC. 2. There is hereby designated the “Nancy Hanks Center” in Washington, District of Columbia, comprising the building located on the south side of Pennsylvania Avenue, Northwest, between Eleventh and Twelfth Streets which is known as and hereby designated the “Old Post Office Building”, the plaza adjoining said building to the east and other immediately adjacent grounds, and the public use spaces within the Old Post Office Building, which include but are not limited to the commercial and performing areas known as the Pavilion and the clock-observation tower.

SEC. 3. (a) The Administrator of General Services, in consultation with the Chairman of the National Endowment for the Arts and the Chairman of the National Endowment for the Humanities, shall erect at suitable locations at the Nancy Hanks Center appropriate markers or displays commemorating the accomplishment of Nancy Hanks in the fields of government and culture and describing her actions and those of others in Government and private life that led to the renovation and mixed-use development of the Old Post Office Building.

Markers or
displays.

(b) The Administrator of General Services is authorized to expend for the purposes of subparagraph (a) of this section a sum not to exceed \$50,000 available in any fiscal year out of revenues and collections deposited into the fund established pursuant to section

Appropriation
authorization.

97 STAT. 4

PUBLIC LAW 98-1—FEB. 15, 1983

40 USC 490.

210(f) of the Federal Property and Administrative Services Act of 1949, as amended, and any additional contributions of money provided to him by private individuals or organizations for these purposes within six months of enactment of this Act.

Observation
tower, operation.

SEC. 4. The Administrator of General Services shall execute an agreement with the Secretary of the Interior providing for operation of the observation tower in the Old Post Office Building by the National Park Service and further providing, if necessary, for transfer to the National Park Service in fiscal year 1983 and each succeeding fiscal year, out of revenues and collections from the Old Post Office Building deposited into the fund established pursuant to section 210(f) of the Federal Property and Administrative Services Act of 1949, as amended, such sums as may be necessary to operate the observation tower.

Approved February 15, 1983.

LEGISLATIVE HISTORY—S. 61:
CONGRESSIONAL RECORD, Vol. 129 (1983):
Jan. 27, considered and passed Senate.
Feb. 2, considered and passed House.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 19, No. 7
(1983):
Feb. 15, Presidential statement.

18. National Visitor Center

PUBLIC LAW 96-610—DEC. 28, 1980

94 STAT. 3564

Public Law 96-610
96th Congress**An Act**

To authorize certain emergency repairs at the National Visitor Center in the District of Columbia.

Dec. 28, 1980
[S. 2729]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the “National Visitor Center Emergency Repair Act of 1980”.

SEC. 2. (a) There is hereby authorized to be appropriated to the Secretary of the Interior for the fiscal year ending September 30, 1981, the sum of \$11,000,000 for the purpose of making emergency repairs to the primary structure and roofs of the National Visitor Center in the District of Columbia and for the purpose of providing protection of the structural elements of the unfinished parking facility and southeast ramp at such Center. Such sum shall remain available until expended.

(b) Prior to entering into any contract for the repairs or protection authorized by subsection (a) of this section, the Secretary of the Interior shall consult with the Secretary of Transportation regarding the planning for such repairs or protection.

SEC. 3. (a) The Office of Legal Counsel of the Department of Justice shall prepare an opinion on the question of whether the United States or the Terminal Realty Baltimore Co. and the Terminal Realty Penn Co. are legally liable for the repairs anticipated by the provisions of this Act. If the Office of Legal Counsel determines that there is a reasonable cause to believe a party other than the United States is legally obligated to bear all or a portion of the costs of that repair authorized by this Act, the Attorney General shall institute an action to recover expenditures that were incurred by the Secretary pursuant to this Act.

(b) None of the actions taken pursuant to the provisions of this Act shall be deemed to limit or affect in any way the rights of the United States under the lease for real property between Terminal Realty Baltimore Co. and Terminal Realty Penn Co. and the United States of America, dated March 1, 1972, or any additions or modifications thereto.

SEC. 4. The Architect of the Capitol may enter into a contract or other agreement with the Secretary of the Interior providing for the Architect of the Capitol to furnish steam from the Capitol Power Plant to the Union Station-National Visitor Center complex. Under

National Visitor
Center
Emergency
Repair Act of
1980.40 USC 801 note.
Appropriation
authorization.
40 USC 802 note.Repairs,
liability.
40 USC 802 note.Contract.
40 USC 809.

97 STAT. 3565

PUBLIC LAW 96-610—DEC. 28, 1980

such contract, the Secretary of the Interior shall pay for such steam at rates, not less than cost, and shall connect the Union Station-National Visitor Center complex with the Capitol Power Plant steam lines without expenses to the Congress.

Approved December 28, 1980.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 96-902 accompanying H.R. 6674 (Comm. on Public Works and Transportation).

SENATE REPORT No. 96-775 (Comm. on Environment and Public Works).

CONGRESSIONAL RECORD, Vol. 126 (1980):

Dec. 13, considered and passed Senate and House.

19. Native Hawaiians Study Commission

PUBLIC LAW 96-565—DEC. 22, 1980

94 STAT. 3321

Public Law 96-565
96th Congress**An Act**To establish the Kalaupapa National Historical Park in the State of Hawaii, and
for other purposes.Dec. 22, 1980
[H.R. 7217]*Be it enacted by the Senate and House of Representatives of the
United States of America in Congress assembled,*

* * * * *

TITLE III

94 STAT. 3324

SEC. 301. This title may be cited as the "Native Hawaiians Study
Commission Act".Native
Hawaiians Study
Commission Act.
42 USC 2991a
note.**NATIVE HAWAIIANS STUDY COMMISSION**SEC. 302. Then is hereby established the Native Hawaiians
Study Commission (hereinafter in this title referred to as the
"Commission").Establishment.
42 USC 2991a
note.(b) The Commission shall be composed of nine members
appointed by the President. Not more than three of such members
shall be residents of the State of Hawaii.

Membership.

(c) The Chairman and Vice Chairman of the Commission shall
be designated by the President at the time of appointment.

Chairman.

(d) Vacancies in the membership of the Commission shall not
affect the powers of the remaining members to execute the functions
of the Commission and shall be filled in the same manner in which
the original appointments were made.

Vacancies.

(e) The President shall call the first meeting of the Commission
not more than ninety days after the date of the enactment of this
title.(f) Five members of the Commission shall constitute a quorum,
but a smaller number specified by the Commission may conduct
hearings.94 STAT. 3325
Pay.(g) Each member of the Commission shall receive \$100 for each
day such member is engaged in performing the duties of the
Commission, except that members of the Commission who are full-
time officers or employees of the United States shall receive no
additional pay on account of their service on the Commission other
than official travel expenses.(h) While away from their homes or regular places of business in
the performance of services for the Commission, members of the
Commission (including members who are full-time officers or
employees of the United States) shall be allowed travel expenses,
including per diem, in lieu of subsistence, in the same manner as
persons employed intermittently in the Government service are
allowed expenses under section 5703 of title 5, United States Code.

Travel expenses.

94 STAT. 3325

PUBLIC LAW 96-565—DEC. 22, 1980

(i) Subject to such rules and regulations as may be adopted by the Commission, the Chairman may—

Staff.

(1) appoint and fix the compensation of an executive director, a general counsel, and such additional staff as he deems necessary, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, but at rates not in excess of the maximum rate of pay in effect from time to time for grade GS-18 of the General Schedule under section 5332 of such title; and

5 USC 5101,
5331.

5 USC 5332.
Temporary and
Intermittent
Services.

(2) procure temporary and intermittent services to the same extent as is authorized by section 3109 of title 5, United States Code, but at rates not to exceed \$100 a day for individuals.

(j) Subject to section 552a of title 5, United States Code, the Commission may secure directly from any department or agency of the United States information necessary to enable it to carry out this title. Upon request of the Chairman of the Commission, the head of such department or agency shall furnish such information to the Commission.

(k) The Commission may use the United States mails in the same manner and upon the same conditions as other departments and agencies of the United States.

DUTIES OF THE COMMISSION

Study.
42 USC 2991a
note.
Hearings; public
Notice.

SEC. 303. (a) The Commission shall conduct a study of the culture, needs and concerns of the Native Hawaiians.

(b) The Commission shall conduct such hearings as it considers appropriate and shall provide notice of such hearings to the public, including information concerning the date, location and topic of each hearing. The Commission shall take such other actions as it considers necessary to obtain full public participation in the study undertaken by the Commission.

Draft report.

(c) Within one year after the date of its first meeting, the Commission shall publish a draft report of the findings of the study and shall distribute copies of the draft report to appropriate Federal and State agencies, to Native Hawaiian organizations, and upon request to members of the public. The Commission shall solicit written comments from the organizations and individuals to whom copies of the draft report are distributed.

Comments.

Final report.

(d) After taking into consideration any comments submitted to the Commission, the Commission shall issue a final report of the results of its study within nine months after the publication of its draft report. The Commission shall submit copies of the final report and copies of all written comments on the draft submitted to the Commission under paragraph (c) to the President and to the Committee on Energy and Natural Resources and the Committee on Interior and Insular Affairs of the House of Representatives.

94 STAT. 3326
Submittal to
President and
Congressional
Committees.

PUBLIC LAW 96-565—DEC. 22, 1980

94 STAT. 3326

(e) The Commission shall make recommendations to the Congress based on its findings and conclusions under subsection (a) of this section.

TERMINATION OF THE COMMISSION

SEC. 304. Except as provided in subsection (b) of section 307, upon the expiration of the sixty-day period following the submission of the report required by section 303, the Commission shall cease to exist.

42 USC 2991a
note.

DEFINITIONS

SEC. 305. For the purposes of this title, the term "Native Hawaiian" means any individual whose ancestors were natives of the area which consisted of the Hawaiian Islands prior to 1778.

42 USC 2991a
note.

SAVINGS CLAUSES

SEC. 306. No provision of this title shall be construed as—
(1) constituting a jurisdictional act, conferring jurisdiction to sue, or granting implied consent to Native Hawaiians to sue the United States or any of its offices; or
(2) constituting a precedent for reopening, renegotiating, or legislating any past settlement involving land claims or other matters with any Native organization or any tribe, band or identifiable group of American Indians.

42 USC 2991a
note.

AUTHORIZATION

SEC. 307. (a) There are hereby authorized to be appropriated for fiscal years 1982 and 1983 such sums as are necessary to carry out the provisions of this title. Until October 1, 1981, salaries and expenses of the Commission shall be paid from the contingent fund of the Senate upon vouchers approved by the Chairman. To the extent that any payments are made from the contingent fund of the Senate prior to the time appropriation is made, such payments shall be chargeable against the authorization provided herein.

42 USC 2991a
note.

(b) The Secretary of the Treasury shall reserve a reasonable portion of the funds appropriated pursuant to subsection (a) of this section for the purpose of providing payment for the transportation, subsistence, and reasonable expenses of the members of the Commission in testifying before the Congress with respect to their duties and activities while serving on the Commission or to such matters as may involve the findings of the study of the Commission after the expiration of the Commission pursuant to section 304.

94 STAT. 3327

Approved December 22, 1980.

LEGISLATIVE HISTORY:

HOUSE REPORT No. 96-1019 (Comm. on Interior and Insular Affairs).
SENATE REPORT No. 96-1027 (Comm. on Energy and Natural Resources).
CONGRESSIONAL RECORD, Vol. 126 (1980):

May 19, considered and passed House.

Dec. 4, considered and passed Senate, amended.

Dec. 5, House concurred in Senate amendments.

20. Pennsylvania Avenue Development Corporation

97 STAT. 909

PUBLIC LAW 98-141—OCT. 31, 1983

Public Law 98-141

98th Congress

Oct. 31, 1983

[H.R. 1213]

An Act

To amend certain provisions of law relating to units of the national park system and other public lands, and for other purposes.

Public Lands
And National
Parks Act of
1983.
16 USC 1 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the “Public Lands and National Parks Act of 1983”.

* * * * *

97 STAT. 910
Appropriation
authorization
40 USC 875.

SEC. 8. (a) The Pennsylvania Avenue Development Corporation Act of 1972 (86 Stat. 1266, 40 U.S.C. 871) is amended as follows:

(1) by striking out in paragraph (10) of section 6, the figure “100,000,000” and inserting in lieu thereof “120,000,000”; and

40 USC 885.

(2) by adding at the end of section 17(a) the following: “There are further authorized to be appropriated for operating and administrative expenses of the Corporation sums not to exceed \$3,250,000, each, for the fiscal years ending September 30, 1984, September 30, 1985, September 30, 1986, September 30, 1987, and September 30, 1988.”.

40 USC 874.

(b) Section 5(e) of the Pennsylvania Avenue Development Corporation Act of 1972 is amended by—

(1) inserting “(1)” after “(e)”;

(2) striking out “The Corporation” in the second sentence thereof and substituting:

“(2) The Corporation”; and

(3) adding the following new paragraph at the end thereof:

Effective date.
Notification to
congressional
committees.

“(3) Any alteration, revision, or amendment of the plan and any other action taken by the Corporation which is not a substantial change in the plan within the meaning of paragraph (2) but—

“(A) which is a significant change in the plan, or which is another significant action taken by the Corporation, and

“(B) which relates to housing, any major structure, historic preservation, parks, office space, or retail uses, within the development area

shall not take effect until thirty days after notice of such change or

other action has been submitted to the Committee on Interior and Insular Affairs of the United States House of Representatives and to the Committee on Energy and Natural Resources of the United States Senate, unless prior to the expiration of such thirty-day period each of such committees notifies the Corporation in writing that the committee does not object to such change or other action. Such notice to the committees shall include an explanation of the reasons why the change or other action is proposed and a summary of any recommendations received by the Corporation from the Secretary of the Interior, the Mayor of the District of Columbia, or from any other interested agency, organization, or individual."

PUBLIC LAW 98-141—OCT. 31, 1983

97 STAT. 910

(c)(l) Section 3(c) of the Pennsylvania Avenue Development Corporation Act of 1972 is amended by inserting "(7)" at the beginning of the unnumbered paragraph following paragraph (6). 40 USC 872.

(2) Section 5(a)(10) of such Act is amended by inserting "a" before "whole".

(3) Section 5(b) of such Act is amended by striking out "Cooperation" and substituting "cooperation".

(d) Section 11 of the Pennsylvania Avenue Development Corporation Act of 1972 is amended by inserting "(a)" after "Sec. 11." And by adding the following new subsections at the end thereof: 40 USC 880.

"(b) Within six months after the date of the enactment of this subsection, the Corporation shall transmit to the Congress an estimate, for each fiscal year, of the additional funds which will be necessary for the Corporation to carry out the development plan through the fiscal year 1990. Such estimate shall include a detailed statement of the projects and other expenditures for which such funds are proposed to be used, together with an estimate of the projected costs thereof. Estimate of additional funds, transmittal to Congress.

97 STAT. 911

"(c) The report submitted under subsection (a) shall include a detailed discussion of the actions the Corporation has taken within the reporting period to protect and enhance the significant historic and architectural values of structures within the boundaries of the Corporation's jurisdiction, and indicating similar actions it plans to take and issues it anticipates dealing with during the upcoming fiscal year related to historic and architectural preservation. Such report shall indicate the degree to which public concern has been considered and incorporated into decisions made by the Corporation relative to historic and architectural preservation."

Detailed report.

* * * * *

Approved October 31, 1983.

97 STAT. 914

LEGISLATIVE HISTORY—H.R. 1213:

HOUSE REPORT No. 98-15 (Comm. on Interior and Insular Affairs).

SENATE REPORT No. 98-141 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 129 (1983):

Mar. 8, considered and passed House.

Oct. 6, considered and passed Senate, amended.

Oct. 20, House concurred in Senate amendments.

21. Presidential Sites Commemoration Study

94 STAT. 67

PUBLIC LAW 96-199—MAR. 5, 1980

Public Law 96-199
96th Congress

An Act

Mar. 5, 1980

[H.R. 3757]

National Parks
and Recreation
Act of 1978,
amendment.

94 STAT. 73
Presidential
monument
sites, survey.
16 USC 467b.

Individual
sites and
structures;
report to
congressional
committees.

16 USC 1-4, 22,
43.
16 USC 450m,
450n.

To establish the Channel Islands National Park, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I

* * * * *

SEC. 120. (a) The Secretary of the Interior (hereinafter referred to as the "Secretary") is authorized to conduct a survey of sites which he deems exhibit qualities most appropriate for the commemoration of each former President of the United States. The survey may include sites associated with the deeds, leadership, or lifework of a former President, and it may identify sites or structures historically unrelated to a former President but which may be suitable as a memorial to honor such President.

(b) The Secretary shall, from time to time, prepare and transmit to the Committee on Interior and Insular Affairs of the House of Representatives and the Committee on Energy and Natural Resources of the United States Senate reports on individual sites and structures identified in the survey referred to in subsection (a), together with his recommendation as to whether such site or structure is suitable for establishment as a national historic site or national memorial to commemorate a former President. Each such report shall include pertinent information with respect to the need for acquisition of lands and interests therein, the development of facilities, and the operation and maintenance of the site or structure and the estimated cost thereof. If during the six-month period following the transmittal of a report pursuant this subsection neither Committee has by vote of a majority of its members disapproved a recommendation of the Secretary that a site or structure is suitable for establishment as a national historic site, the Secretary may thereafter by appropriate order establish the same as a national historic site, including the lands and interests therein identified in the report accompanying his recommendation. The Secretary may acquire the lands and interests therein by donation, purchase with donated or appropriated funds, transfer from any other Federal agency, or exchange, and he shall administer the site in accordance with the Act of August 25, 1916 (39 Stat. 535), as amended and supplemented, and the Act of August 21, 1935 (49 Stat. 666), as amended.

(c) Nothing in this section shall be construed as diminishing the authority of the Secretary under the Act of August 21, 1935 (49 Stat. 666), as amended, or as authorizing the Secretary to establish any national memorial, creation of which is hereby expressly reserved to the Congress.

PUBLIC LAW 96-199—MAR. 5, 1980

94 STAT. 74

(d) There is authorized to be appropriated such sums as may be necessary to carry out the provisions of this section.

Appropriation
authorization.

* * * * *

Approved March 5, 1980.

94 STAT. 77

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 96-119 (Comm. on Interior and Insular Affairs). No. 96-182, Pt. I accompanying H. R. 2975 (Comm. on Interior and Insular Affairs) and No. 96-182, Pt. II accompanying H. R. 2975 (Comm. on Merchant Marine and Fisheries).

SENATE REPORT No. 96-484 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD:

Vol. 125 (1979): May 7, considered and passed House.

Vol. 126 (1980): Feb. 18, considered and passed Senate, amended.

Feb. 20, House concurred in Senate amendments.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS:

Vol. 16, No. 10 (1980): Mar. 5, Presidential statement.

22. Rogers C. B. Morton Recognition

94 STAT. 3539

PUBLIC LAW 96-607—DEC. 28, 1980

Public Law 96-607
96th Congress

An Act

Dec. 28, 1980
[S. 2363]

National Park
System,
amendment.

To provide, with respect to the national park system: for the establishment of new units; for adjustment in boundaries; for increases in appropriation authorizations for land acquisition and development; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

* * * * *

94 STAT. 3546

TITLE XV**ROGERS C. B. MORTON RECOGNITION**

Information,
submittal to
congressional
committees.

SEC. 1501. The Secretary is authorized to commemorate, at Assateague Island National Seashore, Maryland, the contributions of Rogers C. B. Morton, as a Member of Congress, and later as Secretary of the Interior, toward the development of the Seashore and to conservation in general. Such commemoration shall be in the form of an appropriate plaque or monument, suitably located, or may subsequently take the form of dedication of a suitable structure. Within one year of the effective date of this section, the Secretary shall inform, in writing, the Committee on Interior and Insular Affairs of the United States House of Representatives and the Committee on Energy and Natural Resources of the United States Senate, as to actions he has taken to implement the provisions of this section.

* * * * *

94 STAT. 3549

Approved December 28, 1980.

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 96-1024 accompanying H.R. 3 (Comm. on Interior and Insular Affairs) and No. 96-1520 (Comm. of Conference).

SENATE REPORT No. 96-755 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 126 (1980):

May 20, H.R. 3 considered and passed House.

June 5, considered and passed Senate.

June 17, considered and passed House, amended.

Dec. 3, House and Senate agreed to conference report.

23. Union Station Redevelopment Act of 1981

PUBLIC LAW 97-125—DEC. 29, 1981

95 STAT. 1667

Public Law 97-125
97th Congress**An Act**

To amend the National Visitor Center Facilities Act of 1968 to provide for the rehabilitation and completion of Union Station in Washington, District of Columbia, and for other purposes.

Dec. 29, 1981
[S. 1192]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the “Union Station Redevelopment Act of 1981”.

SEC. 2. The Congress finds and declares that—

(1) Union Station in Washington, District of Columbia, commissioned by Congress in 1903, designed by Daniel H. Burnham in monumental Beaux Arts style, and completed by the Washington Terminal Company in 1907, is an important historic and architectural landmark of the Nation’s Capital;

(2) Union Station was built and used exclusively as a rail passenger station until Congress decided to make the historic Union Station building a National Visitor Center in 1968, allocating rail passenger operations to a replacement facility behind the historic building;

(3) the use of rail passenger service to and from Washington, District of Columbia, declining when the National Visitor Center Facilities Act of 1968 was enacted, has dramatically increased since that time with the advent of and substantial Federal investment in the National Railroad Passenger Corporation and the northeast corridor improvement project, justifying a reversal of the policy adopted 13 years ago;

(4) the historic Union Station building is now unsafe and unusable, and the replacement railroad station is inconvenient and inadequate for present and projected rail ridership demand;

(5) it is in the national interest to preserve the architectural features of Union Station and to provide in the Union Station complex a sound and fully operational transportation terminal;

(6) the Union Station complex and its vicinity present an opportunity for successful commercial development integrated with the transportation functions of the facility; and

(7) the purposes of this Act are to achieve the goals of historic preservation and improved rail use of Union Station with maximum reliance on the private sector and minimum requirement for Federal assistance.

SEC. 3. Title I of the National Visitor Center Facilities Act of 1968 (40 U.S.C. 801 et seq.) is amended—

(1) by striking “National Visitor Center” in the caption of title I and inserting in lieu thereof “Union Station”;

(2) by inserting a new caption “Subtitle A—National Visitor Center” immediately after the new title I caption; and

(3) by adding at the end of title I the following new subtitle:

Union Station
Redevelopment
Act of 1981.
40 USC 801 note.
40 USC 811 note.

40 USC 801 note.

95 STAT. 1668

PUBLIC LAW 97-125—DEC. 29, 1981

“Subtitle B—Union Station Redevelopment

40 US 811.

“SEC. 111. (a) Upon the request of the Secretary of Transportation, the Secretary shall assign to the Secretary of Transportation all of the Secretary’s right, title, and interest in the Union Station complex, including all agreements and leases entered into under subtitle A of this title. Such assignment may reserve to the Secretary the right to lease space for visitor services, to the extent the Secretary and the Secretary of Transportation may agree. For purposes of this title, the “Union Station complex” shall include all the real property, air rights, and improvements leased by the Secretary under subtitle A of this title, together with any property acquired and all improvements made in accordance with this subtitle.

Roof
installation.

“(b) Notwithstanding the provisions of subsection (a) of this section, the Secretary shall, not later than twelve months after the date of enactment of this subsection, complete the installation of new roofs and associated drainage systems on all existing roof surfaces of the historic Union Station building. Of funds appropriated to the Secretary under the construction appropriation for the National Park System for the fiscal year ending September 30, 1982, not less than \$8,100,000 shall be available to and allocated by the Secretary for such roof work. In the event the assignment provided for in subsection (a) of this section occurs prior to completion of such roof work, the Secretary shall continue to be responsible for such roof work until its completion, except as the Secretary and the Secretary of Transportation may otherwise agree.

“(c) Prior to the assignment provided for in subsection (a) of this section, the Secretary shall permit the Secretary of Transportation to carry out or cause to be carried out the activities authorized by this subtitle or by title VII of the Railroad Revitalization and Regulatory Reform Act of 1976 (45 U.S.C. 851 et seq.).

“(d) After both the assignment provided for in subsection (a) of this section and the completion of the roof installation required by subsection (b) of this section, the Secretary shall be relieved of the authority and obligation under subtitle A of this title to construct and operate a National Visitor Center at Union Station. The provisions of subtitle A of this title shall thereafter be deemed superseded by any contrary or inconsistent provisions of subtitle B of this title.

40 USC 812.

“SEC. 112. The Secretary of Transportation shall provide for the rehabilitation and redevelopment of the Union Station complex primarily as a multiple-use transportation terminal serving the Nation’s Capital, and secondarily as a commercial complex, in accordance with the following goals:

“(a) Preservation of the exterior facade and other historically and architecturally significant features of the Union Station building;

“(b) Restoration and operation of a portion of the historic Union Station building as a rail passenger station, together with holding facilities for charter, transit, and intercity buses in the Union Station complex;

“(c) Commercial development of the Union Station complex that will, to the extent possible, financially support the continued operation and maintenance of such complex; and

“(d) Withdrawal by the Federal Government from any active role in the operation and management of the Union Station complex as soon as practical and at the least possible Federal expense consistent with the goals set forth in subsections (a) through (c) of this section.

PUBLIC LAW 97-125—DEC. 29, 1981

95 STAT. 1669

“SEC. 113. (a) There are authorized to be appropriated to the Secretary of Transportation such sums as may be necessary to meet lease and other obligations, including maintenance requirements, incurred by the Secretary and assigned to the Secretary of Transportation under this subtitle. The Secretary shall transfer to the Secretary of Transportation at the time of such assignment such sums as may have been appropriated to the Secretary to meet such obligations and not yet expended as of the date of such assignment.

Appropriation
authoriazation.
40 USC 813.

“(b) Notwithstanding the provisions of section 102(a)(5) of this title, the Secretary of Transportation is authorized to purchase for the United States any property that was leased by the Secretary under subtitle A of this title and assigned to the Secretary of Transportation under this subtitle. The purchase agreement for such property may provide for payment by the Secretary of Transportation over a term not to exceed six years. There are authorized to be appropriated to the Secretary of Transportation, in addition to the sums authorized by subsection (a) of this section, not to exceed \$275,000 per year for not to exceed six years to carry out such purchase. Such purchase shall not be subject to the provisions of title III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4651 et seq.).

40 USC 802.

“SEC. 114. (a) The Secretary of Transportation shall, on an emergency basis, carry out an engineering survey of all existing structures at the Union Station complex for the following purposes:

Engineering
survey.
40 USC 814.

“(1) to determine those actions necessary or desirable to preserve the long-term structural integrity of, and provide functional utility systems for, the historic Union Station building;

“(2) in cooperation with Amtrak, to determine those actions necessary or desirable to restore rail passenger handling functions to the historic Union Station building and otherwise improve rail passenger service facilities at Union Station, including improved passenger access to the trains; and

“(3) to prepare detailed estimates of the costs of such rehabilitation and improvement.

“(b) Concurrently with the engineering survey required by subsection (a) of this section, the Secretary of Transportation, in cooperation with the National Railroad Passenger Corporation, shall carry out a planning and market feasibility study to assess the commercial development potential of the Union Station complex. Such study shall also include, but not be limited to, an assessment of the feasibility and desirability of:

Study.

“(1) providing passenger transportation services from Union Station to the commercial airports in the area;

“(2) constructing a heliport at or near the Union Station complex; and

“(3) relocating to office space in Union Station the offices of Federal or other public transportation agencies.

“(c) The Secretary of Transportation shall complete the engineering survey required by this section not later than six months after the date of enactment of this section, and shall complete the planning and market feasibility study required by this section not later than twelve months after the date of enactment of this section.

Survey
completion.

“(d) Of amounts appropriated under section 704(a) (1) and (2) of the Railroad Revitalization and Regulatory Reform Act of 1976 (45 U.S.C. 854(a) (1) and (2)), \$1,000,000 shall be available to and be utilized by the Secretary of Transportation to carry out the purposes of subsections (a) and (b) of this section.

95 STAT. 1670

PUBLIC LAW 97-125—DEC. 29, 1981

Report to
Congress.

“(e) Within twelve months following the date of enactment of this section, the Secretary of Transportation shall submit a report to the Congress on the results of the engineering survey and planning and market feasibility studies carried out under this section. Such report shall be referred to the Committees on Commerce, Science, and Transportation and Environment and Public Works of the Senate and the Committees on Energy and Commerce and Public Works and Transportation of the House, respectively. Such report shall include a specific commitment of Federal funds for completion of the rehabilitation of the historic Union Station building, together with any necessary request for appropriations, in the amount determined by the Secretary of Transportation to be necessary in light of the survey and studies carried out under this section, from either or both of the following sources:

“(1) funds authorized to be appropriated and not yet appropriated under section 704(a) of the Railroad Revitalization and Regulatory Reform Act of 1976 (45 U.S.C. 854(a)) that are in excess of the amounts set out in the last sentence of such section 704(a); and

“(2) funds programmed or reprogrammed from any other appropriation available to the Secretary of Transportation.

Funds
prohibition.

Notwithstanding any other provision of this subsection, no funds from the Northeast Corridor Improvement Project and other rail or rail-related programs in excess of \$29,000,000 shall be available for the completion of the rehabilitation of the historic Union Station building or other purposes determined by the Secretary of Transportation to be necessary in light of the survey and studies carried out under this section if within ninety calendar days of continuous session of the Congress after any request for such excess funds either the Committee on Energy and Commerce of the House of Representatives or the Committee on Commerce, Science, and Transportation of the Senate disapproves of the availability of such excess funds for such purposes by majority vote. For purposes of this subsection, continuity of session of the Congress is broken only by an adjournment sine die, and the days on which either House is not in session because of an adjournment of more than three days to a day certain are excluded in the computation of the period described in this subsection.

Development
agreements.
40 USC 815.

“SEC. 115. (a) In order to achieve the goals set out in section 112 of this subtitle, the Secretary of Transportation is authorized to select and subsequently enter into one or more agreements (hereafter in this Act referred to as ‘development agreements’) with one or more responsible individuals, corporations, or other private entities with demonstrated experience in the financing, undertaking, and managing of commercial real estate development (hereafter in this Act referred to as ‘developers’).

Developer
selection.

“(b) The Secretary of Transportation shall prescribe the procedures and criteria for selection of a developer for the Union Station complex: *Provided*, That no final developer selection shall be made unless and until at least two developers meeting minimum criteria prescribed by the Secretary of Transportation have submitted to the Secretary of Transportation specific design and financing proposals for the rehabilitation and redevelopment of the Union Station complex, and specific proposals for the acquisition, conveyance, or lease of real property. The Secretary of Transportation is directed to initiate discussions with potential developers as soon as possible following enactment of this section to assure the earliest possible selection of a developer or developers.

PUBLIC LAW 97-125—DEC. 29, 1981

95 STAT. 1671

“(c) Development agreements entered into under this section shall be considered cooperative agreements for purposes of the Federal Grant and Cooperative Agreement Act of 1977 (41 U.S.C. 501 et seq.). With respect to such development agreements, the Secretary of Transportation is authorized to modify or waive the application of regulations otherwise applicable to Federal or Department of Transportation financial assistance agreements, to the extent the Secretary of Transportation determines in his discretion to be necessary to accomplish the purposes of this subtitle at the lowest cost to the Federal Government.

Development agreements.

“(d) The Secretary of Transportation is further authorized to enter into such other agreements and contracts, except any agreement or contract to sell property rights at the Union Station complex, with such persons, corporations, financial institutions, Federal, regional, or local agencies, or the Architect of the Capitol as the Secretary of Transportation deems necessary or desirable to carry out the purposes of this subtitle. Any such agreement may be made assignable to a selected developer or developers of the Union Station complex.

“SEC. 116. (a)(1) The Secretary of Transportation is authorized to acquire for the United States, by lease, purchase, or otherwise, any interest in real property (including, without limitation, interests in the nature of easements or reservations) and any other property interest (including, without limitation, contract rights) in or relating or adjacent to the Union Station complex that the Secretary of Transportation deems necessary to carry out the purposes of this subtitle.

40 USC 816.

“(2) If the Secretary of Transportation determines that property under the jurisdiction of the Architect of the Capitol in squares 721 and 722 eastward of the historic Union Station building is necessary to carry out the purposes of this subtitle, the Secretary of Transportation may request assignment of such property to the use of the Secretary of Transportation, as a part of the Union Station complex, and subject to the provisions of this subtitle, and the Architect of the Capitol shall so assign such property.

“(b) Notwithstanding any other provision of law, the Secretary of Transportation is authorized to maintain, use, operate, manage, and lease, either directly, by contract, or through development agreements, any property interest held or acquired by the Secretary of Transportation for the United States under this subtitle, in such manner and subject to such terms, conditions, covenants, and easements as the Secretary of Transportation deems necessary or desirable to carry out the purposes of this subtitle.

“SEC. 117. (a) The Secretary of Transportation is authorized to use income and proceeds received from activities authorized by this subtitle, including, without limitation, operating and leasing income and payments made to the Federal Government under development agreements, to pay expenses incurred by the Secretary of Transportation in carrying out the purposes of this subtitle, including, without limitation, construction, acquisition, leasing, operation, and maintenance expenses, and payments made to developers under development agreements.

40 USC 817.

“(b) A special deposit account is hereby established in the Treasury of the United States, to be known as the Union Station Fund, which shall be administered as a revolving fund. Such special deposit account shall be credited with receipts of the Secretary of Transportation from activities authorized by this subtitle and the balance in such special deposit account shall be available in such amounts as are

Union Station Fund.

95 STAT. 1672

PUBLIC LAW 97-125—DEC. 29, 1981

Parking facility. 40 USC 818.	specified in annual appropriation Acts for making expenditures authorized by this subtitle.
Parking facility, agreement.	<p>“SEC. 118. (a) Notwithstanding any other provision of title 23, United States Code, and other Acts pertaining to Federal-Aid Highways, the Secretary of Transportation shall immediately approve the completion of the parking facility, and associated ramps (including any necessary pedestrian areas and walkways, escalators, elevators, moving sidewalk access, and connections) at Union Station, to be financed with interstate highway funds apportioned to the District of Columbia. To the extent necessary to complete such project, such apportionment shall not be subject to any obligation limitation enacted for the fiscal year ending September 30, 1982, or the fiscal year ending September 30, 1983. The amount of such apportionment necessary to complete such project, not to exceed \$40,000,000, shall remain available to the District of Columbia until expended, without regard to the provisions of section 118(b) of title 23, United States Code. The Federal share shall be 100 per centum of the total cost of such project.</p> <p>“(b) Within sixty days of the enactment of this section, the Secretary of Transportation shall enter into an agreement with the District of Columbia’s Department of Transportation for the Secretary of Transportation’s administration of the project described in subsection (a) of this section. Such project agreement shall provide that all right, title, and interest in such parking facility shall remain in the United States. The rate of fees charged for use of the parking facility may exceed the rate required for maintenance and operation of the facility, and shall be established in a manner that encourages its use by rail passengers and participants in activities in the Union Station complex and area.</p>
Agreement release. 40 USC 819.	“SEC. 119. (a) The Secretary of Transportation is authorized, on such terms and conditions as he may prescribe, to release the Washington Terminal Company from any or all of its obligations under agreements and leases entered into under subtitle A of this title, including, without limitation, the obligation to construct a new railroad passenger station as provided in section 102(a)(4) of this title.
40 USC 802. Waiver.	“(b) The Secretary of Transportation Shall waive such statutory or contractual restrictions on the use of the parking structure and associated ramps described in section 118 of this subtitle as would otherwise be required or imposed because funds for such construction were or are provided under the Urban Mass Transportation Act of 1964, as amended (49 U.S.C. 1601 et seq.).
<i>Supra.</i>	“(c) The Secretary of Transportation is authorized to use funds appropriated under section 704(a)(2) of the Railroad Revitalization and Regulatory Reform Act of 1976 (45 U.S.C. 854(a)(2)) to carry out the purposes of this subtitle without regard to the matching funds requirement of section 703(1)(B) of such Act (45 U.S.C. 853(1)(B)). Funds appropriated under section 704(a) of such Act may not be used for design, construction, or operation of a heliport at or near Union Station.
Funds, prohibition.	“(d) The Architect of the Capitol is authorized to enter into agreements with the Secretary of Transportation or his designee or assign to furnish steam or chilled water or both from the Capitol Power Plant to the Union Station complex, at no expense to the legislative branch.”.
Agreements.	SEC. 4. (a) The Act approved November 5, 1966 (Public Law 89-759) and section 108 of the National Visitor Center Facilities Act of 1968 (Public Law 90-264) are repealed.
Repeals.	

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(b) Section 102(b) of the National Visitor Center Facilities Act of 1968 (40 U.S.C. 802(b)) is amended by striking the word “title” and inserting in lieu thereof the word “subtitle”.

SEC. 5. As used in section 502(a)(1)(B) of the Rail Passenger Service Act, the term “Amtrak Commuter” shall mean, with respect to the period prior to January 1, 1983, “Conrail”.

“Amtrak
Commuter.”
45 USC 582 note.

Approved December 29, 1981.

LEGISLATIVE HISTORY—S. 1192:

SENATE REPORTS: No 97-70 (Comm. on Commerce, Science, and Transportation) and No. 97-269 (Comm. on Environment and Public Works).

CONGRESSIONAL RECORD, Vol. 127 (1981):

Nov. 23, considered and passed Senate.

Dec 16, considered and passed House.

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 17, No. 53 (1981):

Dec. 29, Presidential statement.

